

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office JAN 7 1988
 Returned to applicant for correction FEB 22 1988
 Corrected application filed APR 22 1988
 Map filed APR 22 1988

The applicant Newmont Gold Company
P.O. Box 669, of Carlin,
Street and No. or P.O. Box No. City or Town
Nevada,
State and Zip Code No. hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 6 c.f.s. second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet

3. The water to be used for Mining, Milling, and Domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated

(b) Stockwater, state number and kinds of animals to be watered

(c) Other use (describe fully under "No. 12. Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 17 T36N. R50E,
Describe as being within a 40-acre subdivision of public

MDM & M. at a point from which the E $\frac{1}{4}$ corner of Section 19 T36N R50E
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

MDM bears S42°33'52"W 3758.58 feet distance.

6. Place of use Sections 17 & 20 T36N, R50E, MDM & M.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) a drilled cased well equipped with
State manner in which water is to be diverted, i.e. diversion structure, ditches and
motor, pump, and pipeline to place of use
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$60,000

10. Estimated time required to construct works..... 2 years.....
 If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 5 years.....

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Estimated annual consumptive use: 4,500 ton of ore/ day times 365 days/
year times 1 ton of water/ 1 ton of ore times 240 gallons/ ton of
water equals 394.2 mga

By..... s/Michael D. Buschelman
5405 Mae Anne Avenue
Reno, NV 89523

Compared..... jm/ kr..... pm/se

Protested.....

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 6.0.....cubic feet per second....., but not to exceed 420.48
 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... July 10, 1989

Proof of completion of work shall be filed on or before..... August 10, 1989

Application of water to beneficial use shall be made on or before..... July 10, 1991

Proof of the application of water to beneficial use shall be filed on or before..... August 10, 1991

Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... SEP 7 1989

IN TESTIMONY WHEREOF, I..... PETER G. MORROS
 State Engineer of Nevada, have hereunto set my hand and the seal of my
 office, this..... 22nd.....day of..... July.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No..... Issued.....

A.D. 19..... 88

Peter G. Morros
 State Engineer

Abstracted By 52795-52796-52797 69152 9.0
54306T 0.5 440-2-6-91
54307T 0.5 440-2-6-91
54598T 1.0 69152 9.0
55128 0.167
56011 1.0
56012 0.02

(PERMIT TERMS CONTINUED)

The total combined duty of water under Permits 50688, 50939, 50940 51074 and 51750 shall not exceed 420.48 million gallons annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.